RESERVED

IN THE HIGH COURT OF UTTARAKHAND
AT NAINITAL

Writ Petition No. 39 (SS) of 2006

Pushkar Singh Rawat. **……Petitioner.**

Versus

State of Uttarakhand and
others. **…….Respondents**

Hon'ble M.M. Ghildiyal, J

Heard Sri Vipul Sharma, learned counsel for the petitioner, Sri Paresh Tripathi, learned Brief Holder for state of Uttarakhand and Sri Sudhir Singh, learned counsel for NCTE.

By means of this writ petition, the petitioner has prayed to issue a direction to respondents to consider the candidature of the petitioner for the post of Assistant Teacher in District-Haridwar on merits.

The contention of the petitioner is that he has completed BTC from Maharishi Bhardwaj Akhil Bhartiya Rastra Bhasha Vigyan Shiksha Sansthan, Shahjahanpur (U.P.) in the year 2005. In para 8 of the writ petition, petitioner has contended that Maharishi Bhardwaj Akhil Bhartiya Rastra Bhasha Vigyan Shiksha Sansthan, Shahjahanpur (U.P.) had applied for recognition to the Regional Unit of National Council for Teachers Education. The aforesaid application was dismissed by NCTE vide order dated 28.10.1997. Thereafter, against the dismissal order the Institute preferred appeal before the Appellate Authority as provided under the Act.

According to the petitioner, said appeal was missing in the office of NCTE and thereafter, petitioner preferred another appeal, which is still pending.

It is not disputed that the said Institution is not recognized by the NCTE. Apart form that, learned counsel for State of Uttarakhand has submitted that State of Uttarakhand has also not recognized the degree obtained by the petitioner from Maharishi Bhardwaj Akhil Bhartiya Rastra Bhasha Vigyan Shiksha Sansthan, Shahjahanpur (U.P.).

In view of the above, no relief can be granted to the petitioner by this court.

Writ petition lacks merit and as such, is dismissed. All the pending applications stand rejected. No order as to costs.

(M.M. Ghildiyal, J)

July 19,2007
SKSharma